SINGLE BENCH (3) (5)

CF/1002

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

W.P. (S) NO. 4529 **/2006**

PETITIONER : K.P. Rathore, S/o. Dayaram Rathore, Aged about 50 years, R/o. Rathore Colony, Sakti, District Janjgir-Champa (CG)

P.R. No. 4527/06 V.A Vaishnav
Presented on 21/8/06

VERSUS

RESPONDENTS : 1] State of Chhattisgarh, Through: Secretary, Water Resources Department, D.K.S. Bhawan, Raipur (CG)

2] Engineer-in-Chief, Water Resources Department, Raipur, District Raipur (CG)

RECEIVED-COPY 21/8/06 CLERK to A. G. BILASPUR

3] Sub Divisional Officer, Water Resources Department, Janjgir Branch, Nahar Sub-Division No.4, Sakti, District Janjgir-Champa (CG)

संयुक्त आयुक्त, बिलासपुर संभाग बिलासपुर 21/8/06

4] Chief Executive Officer, Janpad Panchayat, Jaijepur, District Janjgir–Champa (CG)

5] Secretary, Panchayat and Gramin Vikas Vibhag, D.K.S. Bhawan, Raipur, Distt Raipur (CG)

6] Development Commissioner, Panchayat and Gramin Vikas Vibhag, Raipur, Distt Raipur (CG)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

35

आदेश पत्रक

मामला क्रमांक WP 4529/06 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

29.8.2006

Mr. Manoj Paranjpe, counsel for the petitioner.

Mr. Vinay Pandey, Panel Lawyer for the State/respondents, on advance copy.

Heard.

The petitioner's case is that he was working as Sub Engineer, Water Resources Department, and vide order dated 17-2-2006 (Annexure P-1) he was sent on deputation to the Department of Panchayat & Rural Development and in compliance of that order, the petitioner joined in the Department of Panchayat & Rural Development. Later on, other Engineers of the Water Resources Department had challenged the said order dated 17-2-2006 and the same has been quashed by this Court. Thereafter, the petitioner made a representation to the Department of Panchayat & Rural Development stating therein that he does not want to continue in the Department of Panchayat & Rural Development, but his representation is not being decided.

Having heard learned counsel for the parties and having perused the petition, the petitioner has already joined in the Department of Panchayat & Rural Development in pursuance of order dated 17-2-2006 and thereafter, that order has been quashed qua the petitioners who filed the petition. That order was quashed on the submission made by the Deputy Advocate General on behalf of the State that the State

(पीछे देखिये)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

has framed a new scheme for sending the Engineers of Water Resources Department under the Pradhan Mantri Gram Sadak Yojana (PMGSY) scheme.

Therefore, in the circumstances, as the petitioner has already joined in the Department of Panchayat & Rural Development, the respondents while passing the order regarding PMGSY scheme in respect of the Engineers of Water Resources Department should also consider the case of the petitioner, as the petitioner belongs to Water Resources Department, therefore, they should pass appropriate order along with the other Engineers in respect of the services of the petitioner. Till then, the petitioner shall continue in the Department of Panchayat & Rural Development on the post where he has already joined.

With the directions aforesaid, the petition stands disposed of.

In view of this order, I.A. No.8159/06 stands disposed of.

Parties are entitled for certified copy of this orde

Sd/-
L.C. Bhadoo
Judge

Roshan/-

(पीछे देखिये)